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10/10/90
jc882 U.S. PTO

JC971 U.S. PTO
09/872364
06/01/01

Date: June 1, 2001

Docket No.: 3759-0107P

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

This is a Request for filing a ☒ continuation ☐ divisional
☐ continuation-in-part application under 37 C.F.R. § 1.53(b) of
pending prior Application No. 09/619,310 filed on July 19, 2000,
the entire contents of which are hereby incorporated by
reference,
by

THASTRUP, Ole; TULLIN, Sorin; POULSEN, Lars Kongbak; BJORN, Sara
Petersen

for

"NOVEL FLUORESCENT PROTEINS"

1. ☒ Enclosed is an application consisting of specification,
claims, declaration and drawings/photographs (if
applicable).
2. ☒ The filing fee has been calculated as follows:

09672364-060401

			LARGE ENTITY	SMALL ENTITY
	BASIC FEE		\$710.00	\$355.00
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	26-20 =	6	x 18 = \$0.00	x 9 = \$54.00
INDEPENDENT CLAIMS	8-3 =	5	x 80 = \$0.00	x 40 = \$200.00
<input checked="" type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$270.00	+ \$135.00
TOTAL			\$0.00	\$744.00

3. ☒ A check in the amount of \$744.00 to cover the filing fee and recording fee (if applicable) is enclosed.
4. ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.
5. Amend the specification by inserting before the first line thereof the following:
- a. ☐ --This application is a ☐ continuation ☐ divisional ☐ continuation-in-part of co-pending Application No. 09/619,310, filed on July 19, 2000, the entire contents of which are hereby incorporated by reference and for which priority is claimed under 35 U.S.C. § 120; and this application claims priority of Application No. _____ filed in _____ on _____ under 35 U.S.C. § 119.--
- b. ☐ --This application is a ☐ continuation ☐ divisional ☐ continuation-in-part of co-pending Application No. 09/619,310, filed on July 19, 2000 and for which priority is claimed under 35 U.S.C. § 120. Application No. 09/619,310 is the national phase of PCT International Application No. PCT/_____/_____, filed on _____ under 35 U.S.C. § 371. The entire contents of each of the above-identified applications are hereby incorporated by reference. This application also claims priority of Application No. _____ filed in _____ on _____ under 35 U.S.C. § 119.--

6. ☒ Enclosed is/are twelve (12) sheet(s) of formal drawings and/or photographs.
- 7a. ☒ A statement claiming small entity status was filed in prior Application No. 09/619,310 on July 19, 2000. See the attached copy of the statement claiming small entity status.
- 7b. ☒ The current application qualifies for small entity status.
8. ☒ The prior application is assigned to BIOIMAGE A/S.
9. ☒ A Preliminary Amendment is enclosed.
- 10a. ☒ Priority of Application No(s). 1065/95 filed in Denmark on September 22, 1995 is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on July 19, 2000.
- 10b. ☐ Priority of International Appln. _____ filed on _____ under the Patent Cooperation Treaty and Application No. _____ filed in _____ on _____ under 35 U.S.C. § 119 are hereby reclaimed.
11. ☐ An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.
12. ☒ Address all future communications to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP
P.O. Box 747
Falls Church, VA 22040-0747
Telephone: (703) 205-8000

or
Customer No. 2292
13. ☐ An extension of time for _____ () month(s) until _____ has been submitted in parent Application No. 09/619,310 in order to establish co-pendency with the present application.
14. ☒ Also enclosed herewith is the following:

Express Mail Certificate (Label No. EL667139011US)

Docket No. 3759-107P

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

BY 

Leonard R. Svensson, #30,330

LRS/KR/clh
3759-107P

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

Attachments

(Rev. 01/23/01)

03759-107P

Docket No.: 114465.400

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
THASTRUP et al. :
Serial No. 08/819,612 :
Filed: March 17, 1997 :
For: NOVEL FLUORESCENT PROTEINS :

TRANSMITTAL OF VERIFIED STATEMENT
CLAIMING SMALL ENTITY STATUS

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Sir:

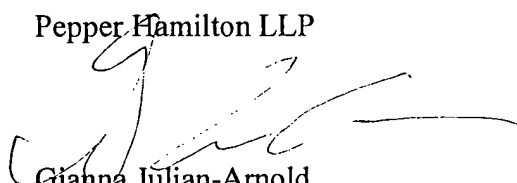
Transmitted herewith for filing in the above-referenced application is the
following:

VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS-

SMALL BUSINESS CONCERN

Respectfully submitted,

Pepper Hamilton LLP


Gianna Julian-Arnold
Registration No. 36,358

600 Fourteenth Street, N.W.
Washington, D.C. 20005-2004
(202) 220-1200
Date:
DC: #151280 v1 (38Q8011.WPD)

09872364-060401
TOT030-49627860

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): THASTRUP, Ole et al.
APPLN. NO.: NEW
FILING DATE: June 1, 2001
TITLE: NOVEL FLUORESCENT PROTEINS
DOCKET: 3759-0107P

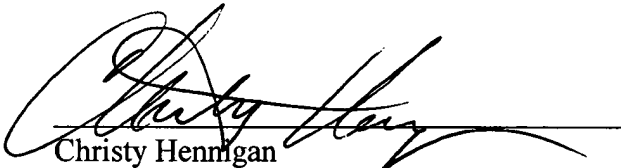
EXPRESS MAIL CERTIFICATE

DATE DEPOSITED: June 1, 2001

I hereby certify that the enclosed Continuation Application and related documents are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Box Patent Application, Assistant Commissioner for Patents, Washington, DC 20231.

Express Mail Label No. EL667139011US

Date: June 1, 2001


Christy Hennigan

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